

Tuesday, July 22, 2003

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Gloria Molina, Supervisor Zev Yaroslavsky, Supervisor Don Knabe, Supervisor Michael D. Antonovich and Chair Yvonne Brathwaite Burke

Invocation led by Sumana Barua, Resident Monk of Wat Thai of Los Angeles, North Hollywood (3).

Pledge of Allegiance led by Felix Jamison, Commander, Post No. 273, The American Legion (2).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD.**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD.**

NOTICES OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

**CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)**

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al.,
Los Angeles Superior Court Case No. BS 083 853

**These lawsuits challenge the closure of Rancho Los Amigos National
Rehabilitation Center and High Desert Hospital, and alleged curtailments at
LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)**

NO REPORTABLE ACTION WAS TAKEN

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles v. Aetna Casualty & Surety Co., Inc. et al., Orange County
Superior Court, Case No. 785435

County of Los Angeles v. Agricultural Insurance Co., et al., Orange County Superior
Court, Case No. 01CC14113

County of Los Angeles v. Allianz Underwriters, Inc., et al., Orange County Superior
Court, Case No. 803237

**These lawsuits seek payment of insurance proceeds for damages to insured
County buildings caused by the Northridge Earthquake. (03-2114)**

NO REPORTABLE ACTION WAS TAKEN

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Camille Robins, et al. v. Kevin Shelley; Conny McCormack, et al., Los Angeles
Superior Court Case No. BC 299066

**This lawsuit challenges the validity of petitions being circulated for the recall of
Governor Gray Davis (03-2115)**

NO REPORTABLE ACTION WAS TAKEN

CS-4. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles, et al. v. Kernview Oil Corporation, et al., Los Angeles
Superior Court Case No. BC 272 310

**This lawsuit seeks to enjoin oil operations within the Whittier Narrows Flood
Control Basin and recover damages caused by interference with water
conservation activities and County recreational uses. (03-1939)**

TAKEN OFF CALENDAR

[See Final Action](#)

CS-5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (c) of Government Code Section 54956.9)

Initiation of litigation (one case) (03-2122)

NO REPORTABLE ACTION WAS TAKEN

CS-6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case) (03-2118)

NO REPORTABLE ACTION WAS TAKEN

CS-7. DEPARTMENT HEAD PERFORMANCE EVALUATIONS
(Government Code Section 54957)

Annual Department Head performance evaluations. (03-2084)

NO REPORTABLE ACTION WAS TAKEN

SET MATTERS

9:30 a.m.

Presentation of plaque to the Honorable Youn Bok Lee, commemorating his appointment as the new Consul General of Korea in Los Angeles, as arranged by the Chair.

Presentation of scroll to Vijay Yanamadala recognizing him as the California State Science Fair Student-of-the-Year, as arranged by Supervisor Knabe.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by supervisor Antonovich.

Presentation of scroll to Penny Markey, Assistant Library Administrator, Los Angeles County Public Library, upon her being awarded the prestigious Grolier Foundation Award by the American Library Association, as arranged by Supervisors Burke and Knabe. (03-2108)

PUBLIC HEARINGS 1 - 11

1. Hearing to consider the Sewer Service Charge Annual Report for the Consolidated Sewer Maintenance Districts (All Districts); a reduction to the Additional Annual Zone Sewer Service Charge of \$20 per sewage unit, from \$40 to \$20 for the Aneta Zone of the Consolidated Sewer Maintenance District; and a reduction to the Additional Annual Zone Sewer Service Charge of \$14.80 per sewage unit, from \$416.40 to \$401.60 for the Topanga Zone Consolidated Sewer Maintenance District for Fiscal Year 2003-04; also determination of exemption from the provisions of the California Environmental Quality Act. **4-VOTES** (03-1929)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED AND ADOPTED THE SEWER SERVICE CHARGE ANNUAL REPORT FOR FISCAL YEAR 2003-04 FOR THE LOS ANGELES COUNTY SEWER MAINTENANCE DISTRICTS;**
- 2. APPROVED A REDUCTION IN THE ADDITIONAL ANNUAL ZONE SEWER SERVICE CHARGE FOR:**
 - A. THE ANETA ZONE OF THE CONSOLIDATED SEWER MAINTENANCE DISTRICT OF \$20 PER SEWAGE UNIT, FROM \$40 TO \$20; AND**
 - B. THE TOPANGA ZONE OF \$14.80 PER SEWAGE UNIT, FROM \$416.40 TO \$401.60;**
- 3. MADE A FINDING THAT THE PROPOSED ORDINANCE IS TO FUND OPERATING EXPENSES AND CAPITAL PROJECTS TO MAINTAIN SERVICES IN EXISTING SERVICE AREAS, AND IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
- 4. ADOPTED ORDINANCE NO. 2003-0043 ENTITLED, "AN ORDINANCE AMENDING TITLE 20 - UTILITIES OF THE LOS ANGELES COUNTY CODE, RELATING TO COLLECTION OF ANNUAL ZONE SEWER SERVICE CHARGES FOR THE CONSOLIDATED SEWER MAINTENANCE DISTRICT." THIS ORDINANCE SHALL TAKE EFFECT AUGUST 21, 2003.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

2. Hearing on annexation of territory into County Landscaping and Lighting Act (LLA) District No. 4 as Zone No. 76 Tesoro Adobe Park (5); and the levying of an annual assessment within the annexed territory in amount of \$57.00 per Equivalent Dwelling Unit for landscape and park maintenance services for Fiscal Year 2003-04. (03-1331)

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ASSESSMENT FOR LLA DISTRICT NO. 4, ZONE NO. 76 TESORO ADOBE PARK; AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent: None

Vote: Common Consent

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE CHAIR:

- 1. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENT FOR LLA DISTRICT NO. 4, ZONE NO. 76 TESORO ADOBE PARK;**
- 2. MADE A FINDING THAT THE TERRITORY TO BE ANNEXED INTO LLA DISTRICT NO. 4 WILL BENEFIT BY SUCH ANNEXATION AND ORDERED THE BOUNDARY OF LLA DISTRICT NO. 4 TO BE ALTERED TO INCLUDE SUCH TERRITORY; AND IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 3. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF TERRITORY INTO LLA DISTRICT NO. 4, AND THE LEVYING OF ASSESSMENT WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2003-04; AND**
- 4. DESIGNATED THE DIRECTOR OF PARKS AND RECREATION TO ACCEPT ON BEHALF OF LLA DISTRICT NO. 4, THE GRANTS OF EASEMENT TO DESIGNATED AREAS AND OPEN SPACE PURSUANT TO TRACT CONDITIONS APPROVED FOR THE ANNEXATIONS.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent: None

Vote: Unanimously carried

- 3. Hearing on annexation of territory into County Valencia Area-Wide LLA District No. 1 as Annexation B - Plum/White's Canyon (5); and the levying of an annual assessment within the annexed territory in amount of \$12.05 per Equivalent Dwelling Unit for landscape and park maintenance services for Fiscal Year 2003-04. (03-1332)**

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ASSESSMENT FOR COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1, ANNEXATION B - PLUM/WHITE'S CANYON; AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent: None

Vote: Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE CHAIR:

- 1. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENT FOR COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1, ANNEXATION B - PLUM/WHITE'S CANYON;**
- 2. MADE A FINDING THAT THE TERRITORY TO BE ANNEXED INTO COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1 WILL BENEFIT BY SUCH ANNEXATION AND ORDERED THE BOUNDARY OF COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1 TO BE ALTERED TO INCLUDE SUCH TERRITORY, AND IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 3. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF TERRITORY INTO COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1, AND THE LEVYING OF ASSESSMENT WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2003-04; AND**
- 4. DESIGNATED THE DIRECTOR OF PARKS AND RECREATION TO ACCEPT, ON BEHALF OF COUNTY VALENCIA AREA-WIDE DISTRICT NO. 1, THE GRANTS OF EASEMENT TO DESIGNATED AREAS AND OPEN SPACE PURSUANT TO THE TRACT CONDITIONS APPROVED FOR THE ANNEXATION.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

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Absent: None

Vote: Unanimously carried

4. Hearing on annexation of Approved Tentative Subdivision Territories to County Lighting Maintenance District 1687 and County Lighting District LLA-1, Unincorporated Zone (1, 2, 4, and 5); and the levying of annual assessments with a base annual assessment rate of \$5 for a single-family home for street lighting purposes for Fiscal Year 2004-05; also adoption of Joint Resolutions approving and accepting the exchange of property tax revenues resulting from the annexation of territories. (03-1561)

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ASSESSMENTS FOR EACH APPROVED TENTATIVE SUBDIVISION TERRITORY IN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE; AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent: None

Vote: Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE CHAIR:

- 1. DETERMINED THAT A MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENT FOR SUBDIVISION PROJECT NOS. 53-303 AND 164-1002 WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE; AND AS A RESULT, ABANDONED THE PROCEEDINGS TO LEVY ASSESSMENTS AND REFERRED THE MATTERS BACK TO THE DIRECTOR OF PUBLIC WORKS;**
- 2. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ASSESSMENTS ON THE REMAINING 18 SUBDIVISIONS IN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE;**

3. **MADE A FINDING THAT THE ANNEXATIONS AND ASSESSMENTS ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES, PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL PROJECTS, INCLUDING THE OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE ANNEXED AREAS;**
4. **ADOPTED THE RESOLUTION ORDERING ANNEXATION OF APPROVED TENTATIVE SUBDIVISION TERRITORIES FOR THE REMAINING 18 SUBDIVISION AREAS WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, AND THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORIES FOR FISCAL YEAR 2004-05; AND**
5. **ADOPTED THE JOINT RESOLUTIONS APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF THE REMAINING 18 SUBDIVISION AREAS WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, AS MODIFIED BY EXCLUDING ANTELOPE VALLEY MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICT FROM ANNEXATION PROJECT 164-1002, WALNUT VALLEY WATER DISTRICT AND WALNUT VALLEY WATER DISTRICT IMPROVEMENT DISTRICT NO. 5 FROM ANNEXATION PROJECTS 102-702, 179-1102, AND 84-502. SAID ANNEXATIONS AND EXCHANGE OF PROPERTY TAX REVENUES SHALL NOT BE EFFECTIVE UNTIL THE FINAL SUBDIVISION MAPS ARE FILED WITH THE REGISTRAR-RECORDER/COUNTY CLERK, AND MAPS CONFORM WITH SECTION 58850 OF THE GOVERNMENT CODE.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

5. Hearing on annexation of 23 parcels to the Consolidated Sewer Maintenance District, Annexation Nos. 1-02 through 22-02 and 201-02, within unincorporated territories and the Cities of Palmdale and Santa Clarita (5); and the levying of annual assessments within the annexed territories for Fiscal Year 2004-05; also find that action is exempt from the California Environmental Quality Act. (03-1367)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PARCELS PROPOSED TO BE ANNEXED WILL BE BENEFITED BY THE ANNEXATION; DETERMINED THAT SAID ACTION IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND ORDERED THAT THE BOUNDARIES OF THE DISTRICT BE ALTERED TO INCLUDE SUCH BENEFITED PARCELS;**
- 2. MADE A FINDING THAT THE ANNEXATIONS AND ASSESSMENTS ARE TO MEET OPERATIONAL EXPENSES TO MAINTAIN SERVICE WITHIN THE PROPOSED ANNEXATION AREAS; AND**
- 3. INSTRUCTED THE DIRECTOR OF PUBLIC WORKS TO FILE THE NECESSARY STATEMENT OF BOUNDARY CHANGE WITH THE STATE BOARD OF EQUALIZATION AND THE COUNTY ASSESSOR.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

- 6. Hearing on confirmation of the 2002-03 Weed Abatement Charges, in total amount of \$2,150,807.83 to be assessed to owners of unimproved parcels which were declared to be overgrown with hazardous weeds and brush, and required abatement by the Agricultural Commissioner/Director of Weights and Measures (All Districts). (03-2080)**

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. CONFIRMED THE 2002-03 WEED ABATEMENT CHARGES; AND**
- 2. INSTRUCTED THE AUDITOR-CONTROLLER TO POST THE ABATEMENT CHARGES AS A DIRECT ASSESSMENT AGAINST THE RESPECTIVE PARCELS OF LAND AS THEY APPEAR ON THE CURRENT ASSESSMENT ROLL.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

7. Hearing on confirmation of the 2002-03 Abatement Enforcement Cost Charges, in total amount of \$27,951, to be assessed to owners of improved parcels for removal of hazardous brush, dry grass, weeds, combustible growth or flammable vegetation including native and ornamental vegetation, and required hazard abatement enforcement by the Fire Department (All Districts). (03-2057)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. CONFIRMED THE 2002-03 ABATEMENT ENFORCEMENT COST CHARGES; AND**
- 2. INSTRUCTED THE AUDITOR-CONTROLLER TO POST THE ABATEMENT ENFORCEMENT COST CHARGES AS A DIRECT ASSESSMENT AGAINST THE RESPECTIVE PARCELS OF LAND AS THEY APPEAR ON THE CURRENT ASSESSMENT ROLL.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

8. Hearing on water well surcharge in amount of \$4.90 per month per metered connection for a 7-year period to be applied to existing metered services and a Capital Improvement Billing Unit Charge of \$2,800 per billing unit to be applied to all future development in Los Angeles County Waterworks District No. 36, Val Verde (5); adopt resolution amending the Rules and Regulations of the Los Angeles County Waterworks Districts incorporating the charges; and approve Cooperative Agreement with Hasley Canyon Land Co., L.L.C, to finance construction of well development and appurtenant facilities; also find that the resolution and agreement are to fund capital projects to maintain services in existing service areas and are therefore exempt from the California Environmental Quality Act. (03-2067)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED A WATER WELL SURCHARGE OF \$4.90 PER MONTH PER METERED CONNECTION TO BE COLLECTED DURING A 7-YEAR PERIOD, AND A CAPITAL IMPROVEMENT BILLING UNIT CHARGE OF \$2,800.00 PER BILLING UNIT TO BE APPLIED TO ALL FUTURE DEVELOPMENT FOR LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 36, VAL VERDE;**
- 2. MADE A FINDING THAT THE PROPOSED RESOLUTION AND AGREEMENT ARE TO FUND CAPITAL PROJECTS TO MAINTAIN SERVICES IN EXISTING SERVICE AREAS AND ARE THEREFORE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 3. ADOPTED THE RESOLUTION AMENDING THE RULES AND REGULATIONS OF THE LOS ANGELES COUNTY WATERWORKS DISTRICTS**

INCORPORATING THE CHARGES; AND

4. APPROVED COOPERATIVE AGREEMENT NO. 74552 WITH HASLEY CANYON LAND CO., L.L.C TO FINANCE THE CONSTRUCTION OF WELL DEVELOPMENT AND APPURTENANT FACILITIES.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

9. De novo hearing on Conditional Use Permit and Parking Permit Case No. 02-120-(2), and Negative Declaration to authorize the previous conversion of a 109-unit hotel to an apartment house with less than required landscaping; and to authorize a 57% reduction in required parking, compact parking, and modification to parking development standards located at 15001 Crenshaw Blvd., Gardena, Gardena Valley Zoned District, applied for by California Financial Group. (Appeal from Regional Planning Commission's approval) (03-1943)

THE BOARD CLOSED THE HEARING; INDICATED ITS INTENT TO DENY THE APPEAL; SUSTAINED THE REGIONAL PLANNING COMMISSION'S DECISION APPROVING SAID CONDITIONAL USE PERMIT AND PARKING PERMIT CASE NO. 02-120-(2); AND INSTRUCTED COUNTY COUNSEL TO PREPARE FINDINGS AND CONDITIONS FOR APPROVAL.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

Absent: None

Vote: Unanimously carried

10. Combined hearing on the following zoning matters and on the certification of the Final Environmental Impact Report relating to property located north of the Antelope Valley Fwy. and Soledad Canyon Rd., between Shadow Pines Blvd. and Agua Dulce Canyon Rd., Soledad Zoned District, petitioned by Valley Canyon Partners: (03-0691)

Sub-Plan Amendment Case No. 96-044-(5), an amendment to the Los Angeles Countywide General Plan to change the land use designation from R-Non-Urban to 1 Low Density Residential; and an amendment to the Santa Clarita Valley Area Plan from N2- Non Urban 2 to U1- Urban

Zone Change Case No. 96-044-(5), from A-2-1 to R-1-6,000, R-1-7,000, R-1-8,000, R-1-10,000, R-1-15,000, and R-1-20,000

Conditional Use Permit Case No. 96-044-(5), to authorize a density controlled development and to ensure the project is developed in compliance with hillside management design criteria

Oak Tree Permit Case No. 96-044-(5), to permit the removal of 4 oak trees

Vesting Tentative Tract Map Case No. 48086-(5), to create 542 single-family lots, 1 fire station lot, 1 sheriff sub-station lot, 2 park lots and 3 open space lots

CONTINUED WITHOUT DISCUSSION TO TUESDAY, OCTOBER 28, 2003 AT 9:30 A.M.

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Common Consent

11. Combined hearing on the following zoning matters and Negative Declaration relating to property located at 16005 and 16017 Fellowship St., in the Valinda community, Puente Zoned District, petitioned by D. C. Corporation: (03-1980)

Zone Change Case No. 02-004-(1), from A-1-10,000 to R-1 5,000-DP

Conditional Use Permit Case No. 02-004-(1), to authorize a density bonus of four units and concessions for affordable housing and to ensure compliance with the requirements of the proposed development program zone

Tentative Tract Map No. 53209-(1), to create 18 single-family residential lots

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. ADOPTED THE NEGATIVE DECLARATION PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT; AND THAT THE NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
- 2. MADE A FINDING THAT THE PROPOSED CHANGE OF ZONE IS CONSISTENT WITH THE LOS ANGELES COUNTY GENERAL PLAN; AND THAT THE PUBLIC CONVENIENCE, THE GENERAL WELFARE AND GOOD ZONING PRACTICE JUSTIFY THE RECOMMENDED CHANGE OF ZONE;**
- 3. APPROVED ZONE CHANGE CASE NO. 02-004-(1);**
- 4. INDICATED ITS INTENT TO APPROVE CONDITIONAL USE PERMIT CASE NO. 02-004-(1) (5) AND TENTATIVE TRACT MAP NO. 53209-(1); AND**
- 5. INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY ORDINANCE AND FINDINGS AND CONDITIONS FOR FINAL APPROVAL.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

ADMINISTRATIVE MATTERS

BOARD OF SUPERVISORS (Committee of Whole) 12 - 18

- 12. Recommendation as submitted by Supervisor Knabe: Support H.R. 2193 (Ose), the "Port Security Improvements Act of 2003", legislation which would enhance security requirements for all U.S. ports and every vessel entering a U.S. port and will earmark a portion of the more than \$15.6 billion in duties that are collected on commodities entering the United States to help pay for these new protections; and send a five-signature letter to President Bush and the California Congressional Delegation**

urging early, favorable action and enactment of H. R. 2193. (03-2110)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

13. Recommendation as submitted by Supervisor Knabe: Send a five-signature letter to Governor Davis, Senate President Pro Tem, Speaker of the Assembly, Chair of the Assembly Public Safety Committee and the Los Angeles County Legislative Delegation encouraging enactment of immediate State legislation to extend indefinitely Megan's Law which allows law enforcement to share the whereabouts of registered sex offenders with the community, and to enact such legislation which would require the disclosure of their exact work and residential address. (03-2112)

APPROVED AS REVISED TO ENACT SUCH LEGISLATION WHICH WOULD REQUIRE THE DISCLOSURE OF SERIOUS "SEX OFFENDERS AND HIGH RISK OFFENDERS" EXACT WORK AND RESIDENTIAL ADDRESSES.

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

14. Recommendation as submitted by Supervisor Knabe: Adopt the following policy covering all past, current and future military actions regarding the granting of veterans' preference credit for military service: (03-2111)

The Director of Personnel was directed to grant veterans' preference credit in all open competitive examinations, for any person passing the examination, who has or shall have served in the Armed Forces of the United States:

- a. During a declared war;
- b. During the period April 28, 1952 through July 1, 1955;
- c. For more than 180 consecutive days, other than for training, any part of which occurred after January 31, 1955, and before October 15, 1976; or

- d. In a campaign or expedition for which a campaign medal or expeditionary medal has been authorized and awarded.

To receive preference, a veteran must have been separated from active duty in the Armed Forces with an honorable or general discharge. As defined in Title 10, U.S.C., Section 101(4), "Armed Forces" means the Army, Navy, Air Force, Marine Corps and Coast Guard. Active duty for training in the military Reserve and National Guard programs is not considered active duty for veterans' preference.

This policy shall also apply to the spouse of any such person who, while engaged in such service was wounded, disabled or crippled and thereby permanently prevented from engaging in any remunerative occupation, and also to the widow or widower of any such person who died or was killed while in such service.

ADOPTED

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

15. Recommendation as submitted by Supervisor Antonovich: Instruct the Directors of Health Services, Public Works and Planning to reevaluate the Water Availability Policy with recommendations to address the severe impact to residents caused by the determination that hauled water is not appropriate as a safe, reliable source of potable water, and that water availability affects the ability to develop their property; also instruct the Directors of Health Services, Public Works and Planning to take the following related actions: (03-2101)

Develop and implement a transition plan that includes alternative solutions for properties without an available supply of potable groundwater;

Report back to the Board within 30 days on steps that can be taken immediately to eliminate the negative impact of the Water Availability Policy on the property owners who were processing paperwork to develop their property when the Policy took effect, and on those who want to develop property; and

Convene community meetings in the Antelope Valley and Santa Clarita Valley/Agua Dulce areas to ascertain the water source needs and long-range plans for meeting those needs, with a report back to the Board within 90 days.

APPROVED WITH THE FOLLOWING ADMENDMENTS:

- 1. INSTRUCTED THE DIRECTORS OF HEALTH SERVICES, PUBLIC WORKS AND PLANNING TO "PREPARE A REPORT ON THE ADVISABILITY OF REEVALUATING" THE WATER AVAILABILITY POLICY WITH RECOMMENDATIONS TO ADDRESS THE SEVERE IMPACT TO RESIDENTS CAUSED BY THE DETERMINATION THAT HAULED WATER IS NOT APPROPRIATE AS A SAFE, RELIABLE SOURCE OF POTABLE WATER, AND THAT WATER AVAILABILITY AFFECTS THE ABILITY TO DEVELOP THEIR PROPERTY; AND**
- 2. DELETED THE RECOMMENDATION TO DEVELOP AND IMPLEMENT A TRANSITION PLAN THAT INCLUDES ALTERNATIVE SOLUTIONS FOR PROPERTIES WITHOUT AN AVAILABLE SUPPLY OF POTABLE GROUNDWATER.**

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

- 16. Recommendation as submitted by Supervisor Antonovich: Instruct County Counsel to explore legal action against the developer of the La Vina project in Altadena for unallowable and questionable costs, including double-billing and reimbursements that exceeded caps established in the Community Facilities District (CFD) agreement as reported by the Auditor-Controller; instruct the Directors of Public Works and Planning, and the Auditor-Controller to recommend penalties that can be imposed upon the developer; also instruct the Director of Public Works, the Auditor-Controller and the Chief Administrative Officer to investigate recommendations in the Auditor-Controller's audit of the La Vina project to correct errors on the CFD and to prevent similar errors from occurring on future CFD's; and report back to the Board within 14 days on the various issues. (03-2113)**

APPROVED; AND INSTRUCTED THE AUDITOR-CONTROLLER TO REPORT BACK TO THE BOARD WITHIN 14 DAYS ON THE ISSUES RAISED AT THE MEETING BY ADRIAN FOLEY.

[See Final Action](#)

[See Supporting Document](#)

[Video](#)

Absent: None

Vote: Unanimously carried

17. Recommendation as submitted by Supervisor Antonovich: Instruct the Director of Children and Family Services to report back to the Board within 14 days with a case history regarding the two young children, who according to a recent article in the Los Angeles Daily Journal dated July 16, 2003, were sexually, physically and emotionally abused while under the care of the Department; and to include a permanent placement plan for the children, and any actions taken to address the concerns raised by the U.S. Food and Drug Administration regarding the use of the drug Paxil for young children. (03-2117)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

18. Recommendation as submitted by Supervisor Antonovich: Instruct the Director of Planning to investigate the following issues related to parking for apartment complexes; apprise the Board concerning the Department's next review of the parking requirements of the Planning and Zoning Ordinance, including a schedule that identifies the anticipated time-frame for approval of any proposed amendments resulting from the investigation, and to report back to the Board within 30 days: (03-2109)

Examining the adequacy of requiring only one designated space for each dwelling unit in an apartment building;

Increasing the current disabled parking requirements for apartment buildings;

Integrating the disabled parking requirements into the Planning and Zoning Ordinance;

Adding a requirement that developers of apartment buildings provide additional parking for the disabled, above and beyond, what is required by the Building Code; and

Requiring parking spaces for apartment managers and employees, particularly in larger projects.

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 19

19. Recommendation: Approve and authorize the Director to execute 17 agreements with various community-based agencies to provide tobacco control and prevention services under Category 1 - Decrease Exposure to Environmental Tobacco Smoke and Category 2 - Counter Pro-Tobacco Influences, at a maximum obligation of \$1.7 million, 100% offset by State funds, effective July 1, 2003 through June 30, 2004; and approve the following related actions: (Continued from meetings of 7-1-03, 7-08-03 and 7-15-03 at the request of the Director) **4-VOTES** (03-1914)

Authorize the Director to increase or decrease the 17 agreements up to 25% of the maximum contract obligations based on each agency's performance and/or availability of funds during the term of the agreements;

Approve the use of the revised Unit Cost Reimbursement rates, which have been adjusted for inflation, for community-based tobacco control services, effective July 1, 2003; and

Approve appropriation adjustment in amount of \$733,000 to cover unbudgeted Fiscal Year 2003-04 projected expenditures.

CONTINUED ONE WEEK TO JULY 29, 2003

[See Supporting Document](#)
[Video](#)

Absent: None

Vote: Common Consent

PUBLIC WORKS (4) 20

20. Recommendation: Authorize the Director to exercise option to the consultant services agreement with Affiliated Computer Services, Inc. (ACS) State and Local Solutions, in amount not to exceed \$414,000, to extend the term of the contract for an additional six-month period for installation and operation of traffic signal automated enforcement systems at five unincorporated area intersections for a three-year Pilot Red Light Photo Enforcement Program, effective July 29, 2003; also authorize the Director to extend the agreement with the California Highway Patrol (CHP) for an additional six-month period, effective July 29, 2003, to provide for the CHP to enforce the Automated Red Light Photo Enforcement Program, with County to reimburse the CHP for its associated costs. (Continued from meetings of 7-8-03 and 7-15-03 at the

request of Supervisor Burke) (03-1964)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

SANITATION DISTRICTS 21

21. Recommendation: Authorize expenditure in amount of \$2,579,270 from the Los Angeles County Refuse Disposal Trust Fund for the Calabasas Landfill North Ridge Cut - Phase 1 project (2003) (3), for earthmoving services to prepare a remaining area of the site for refuse disposal operations and for installation of a composite liner system. (Continued from meetings of 6-10-03, 7-1-03 and 7-15-03 at the request of Supervisor Yaroslavy) (03-1593)

CONTINUED ONE WEEK TO JULY 29, 2003

[See Supporting Document](#)

Absent: None

Vote: Common Consent

ORDINANCE FOR ADOPTION 22

22. Ordinance for adoption amending the County Code, Title 5 - Personnel, relating to the retention of badges, which authorizes the encasing and retention of old or obsolete badges as keepsakes. (03-2002)

ADOPTED ORDINANCE NO. 2003-0042; THIS ORDINANCE SHALL TAKE EFFECT AUGUST 21, 2003

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

SEPARATE MATTER 23

- 23.** Report by the Director of Children and Family Services regarding issues relating to contracts with the Department's Foster Family Agencies (FFAs) for the placement of children who are the victims of abuse and neglect and who require specialized services, as requested by Supervisors Molina and Burke at the meeting of July 8, 2003 (03-2119)

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. INSTRUCTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES TO REPORT BACK TO THE BOARD WITHIN 30 DAYS WITH THE FOLLOWING INFORMATION:**
 - A. THE TOTAL AMOUNT OWED BY EACH GROUP HOME OR FOSTER FAMILY AGENCY DUE TO QUESTIONABLE OR UNALLOWABLE EXPENDITURES;**
 - B. THE EFFORTS MADE TO COLLECT THE OUTSTANDING DEBT;**
 - C. THE BARRIERS PREVENTING THE COLLECTION OF THE FULL AMOUNT; AND**
 - D. THE FEASIBILITY OF CLOSING THE AGENCIES IF DEBT IS NOT PAID IN FULL; AND**
- 2. INSTRUCTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES TO CONVENE A WORKGROUP CONSISTING OF REPRESENTATIVES FROM THE CHIEF ADMINISTRATIVE OFFICE, AUDITOR-CONTROLLER, TREASURER AND TAX COLLECTOR AND COUNTY COUNSEL, TO ASSIST WITH THE DEVELOPMENT OF CREATIVE STRATEGIES TO COLLECT THE OUTSTANDING DEBT OWED BY GROUP HOMES AND FOSTER FAMILY AGENCIES.**

[See Final Action
Video](#)

Absent: None

Vote: Unanimously carried

**AFTER DISCUSSION, THE DIRECTOR OF CHILDREN AND FAMILY SERVICES
WAS INSTRUCTED TO:**

- 1. MOVE FORWARD WITH THE PREPARATION OF A REQUEST FOR PROPOSAL/REQUEST FOR QUALIFICATIONS TO SOLICIT FOSTER FAMILY AGENCIES' SERVICES CONSISTENT WITH THE COUNTY'S FINAL VERSION OF THE CONTRACT LANGUAGE, IF THE FFA REPRESENTATIVES FAIL TO AGREE WITH THE FINAL VERSION LANGUAGE; AND**
- 2. RETURN BACK TO THE BOARD, IF NECESSARY, TO EXTEND THE EXISTING FOSTER FAMILY AGENCIES' CONTRACTS.**

[See Final Action
Video](#)

Absent: None

Vote: Unanimously carried

BUDGET MATTER 24

- 24.** Chief Administrative Officer's recommendation to adopt changes to the 2003-04 County Budget relating to the Department of Children and Family Services - Assistance. (Continued from the Budget Deliberations meetings of 6-23-03 and 07-08-03) (03-1819)

CONTINUED ONE WEEK TO JULY 29, 2003

[See Supporting Document
See Supporting Document](#)

Absent: None

Vote: Common Consent

MISCELLANEOUS

- 25. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.**

- 25-A** Recommendation as submitted by Supervisor Antonovich: Send a letter to the U.S. Department of Health and Human Services in support of the application for a 2003 Adoption Opportunity Grant submitted by the Department of Children and Family Services titled, "Mike's Kids" that will seek to identify from rural communities permanent families for 400 legally freed children ages 12 through 18, and if Grant is awarded, will provide \$400,000 a year for five years in support of the project.
(03-2151)

APPROVED

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 26. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**

- 26-A. Introduced for discussion and placed on the agenda of July 29, 2003 for consideration:**

Recommendation as submitted by Supervisor Antonovich: Adopt a policy requiring that only designated County employees shall approve the issuance of warrants; instruct all Department/District Heads to identify any instances in which contractors have authorization to approve the issuance of warrants through an interface or otherwise, respond in writing to the Auditor-Controller within 30 days of their findings, and immediately cancel any contractors authority to approve the issuance of warrants; instruct the Director of Public Social Services to modify the GAIN Employment Activity and Reporting System (GEARS) to require that two County employees approve all payments; and instruct the Directors of Public Social Services and Community and Senior Services to jointly take the following related actions:
(03-2194)

Review the GEARS system access files to ensure that unnecessary user identifications are removed, all identification have an identified user, and that only individuals who need access have access;

Develop policies and procedures that clearly designate each department's responsibility for monitoring, and develop new GEARS generated reports to monitor irregularities in disbursements made through the system;

Develop the appropriate training for the Department of Community and Senior Services and its contractors, and the Department Public Social Services' internal staff on the use of the reports; and

Modify the Memorandum of Understanding to reflect the clarified

responsibilities.

29. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

ALBERTA WALKER ADDRESSED THE BOARD. (03-2179)

30. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Molina

Teresa "Tonchi" Delgado

Supervisor Burke and All Board Members

Harry Jeffe

Supervisor Burke

Herbert George Brown

Celia Cruz

Carrie David Ayers Haynes

Jeffrey Collin Nicholson

Margaret Licon Wood

Supervisor Yaroslavsky and All Board Members

Brendon Esfahani

Cindy Palacios Valladares

Molok Ghoulian

Diana McCarthy

Kevin McCarthy

Movsha Hoffman

Lynne Ann Weaver

Gloria Olivera Gonzalez

Supervisor Yaroslavsky and All Board Members

Millicent Singer

Supervisor Yaroslavsky

Mary Litvak

Rose Reiner Lauretz

Supervisor Knabe and All Board Members

Commissioner John Bradford Crow

Supervisor Knabe

Armando Acosta

Arthur Close

Robert Farney

Robert Fleming

Michael Lewis

Dr. Adrian Ortega, Sr.

Supervisor Antonovich

William R. Bright

Reverend James Whitcomb Brougher, Jr.

John Calandri

Hobart T. Chard

Dean C. Dunlavey

Floramae "Flora" Lorraine Feliz

George Garcia

Barbara J. Hollern

Randy Ott

Ignacio C. "Ned" Salseda (03-2189)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD.

- A-2.** Continue local emergencies as a result of the discovery of an infestation of fruit flies, as proclaimed on August 8, 1989 and May 10, 1990; continue local emergency as a result of a fire started on June 5, 2002 in the Copper Canyon area, in the northern part of the County which conditions are beyond the control of local resources, as proclaimed by the Chair on June 7, 2002 and ratified by the Board on June 11, 2002; also continue local emergency as a result of a fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002. **Documents on file in Executive Office.**

REVIEWED AND CONTINUED

CLOSING 31

- 31.** Open Session adjourned to Closed Session at 1:32 p.m. following Board Order No. 30 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

CS-2.

Confer with legal counsel on existing litigation regarding County of Los Angeles v. AetnaCasualty & Surety Co., Inc. et al., Orange County Superior Court, Case No. 785435, pursuant to subdivision (a) of Government Code Section 54956.9;

Confer with legal counsel on existing litigation regarding County of Los Angeles v. Agricultural Insurance Co., et al., Orange County Superior Court, Case No. 01CC14113, pursuant to subdivision (a) of Government Code Section 54956.9; and

Confer with legal counsel on existing litigation regarding County of Los Angeles v. Allianz Underwriters, Inc., et al., Orange County Superior Court, Case No. 803237, pursuant to subdivision (a) of Government Code Section 54956.9.

CS-3.

Confer with legal counsel on existing litigation regarding Camille Robins, et al. v. Kevin Shelley; Conny McCormack, et al., Los Angeles Superior Court Case No. BC 299066, pursuant to subdivision (a) of Government Code Section 54956.9.

CS-5.

Confer with legal counsel on anticipated litigation regarding initiation of litigation (one case), pursuant to subdivision (c) of Government Code Section 54956.9.

CS-6.

Confer with legal counsel on anticipated litigation regarding significant exposure to litigation (one case), pursuant to subdivision (b) of Government Code Section 54956.9.

CS-7.

Consider annual department head performance evaluations, pursuant to Government Code Section 54957.

Closed Session convened at 1:43 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Closed Session adjourned at 3:30 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

The meeting adjourned following Board Order No. 30 at 3:30 p.m. The next regular meeting of the Board will be Tuesday, July 29, 2003, at 9:30 a.m. (03-2190)

The foregoing is a fair statement of the proceedings of the meeting held July 22, 2003, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors